

## No. 7:19-CV-11-D

Defendant.

### ORDER ON BILL OF COSTS

Case 7:19-cv-00011-D Document 30 Filed 08/13/20 Page 1 of 3

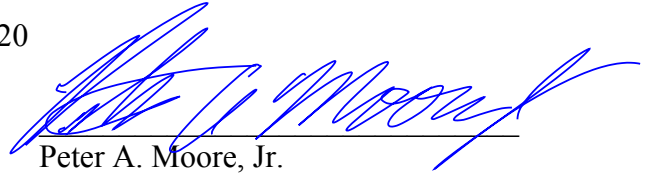
“further refines the scope of recoverable costs.” Earp v. Novartis Pharmaceuticals Corp., No. 5:11-CV-680-D, 2014 WL 4105678, at \*1 (E.D.N.C. Aug. 19, 2014).

In this case, defendant seeks \$677.85 in costs for fees of printed or electronically recorded transcripts necessarily obtained for use in the case pursuant to § 1920(2), and \$103.10 for the costs of making copies necessarily obtained for use in the case pursuant to § 1920(4). The latter costs are properly supported and allowed in full. The supporting documentation for the former costs, however, shows charges for deposition exhibit copies and shipping and handling. This court has construed § 1920(2) and Local Civil Rule 54.1 as not encompassing those charges. See Dutton v. Wal-Mart Stores East, L.P., No. 4:11-CV-94-BO, 2015 WL 1643025, at \*2 (E.D.N.C. March 13, 2015) (“In construing 28 U.S.C. § 1920 and Local Civil Rule 54.1, this court has also denied fees for copies of deposition exhibits, read and sign, rough drafts, litigation support packages, ASCII disks, shipping, handling and expedited processing.”); Nwaebube v. Employ’t Sec. Comm’n of N.C., No. 5:09-CV-395-F, 2012 WL 3643667, at \*1 (E.D.N.C. Aug. 21, 2012) (disallowing costs of exhibit copies); Parrish v. Johnston Comty. Coll. No. 5:09-CV-22-H, slip. op. at 2-3 (E.D.N.C. Feb. 13, 2012) (observing that “Local Civil Rule 54.1(c)(1)(a) specifies that taxable costs incident to the taking of depositions normally include only the court reporter’s fee and the fee for the original transcript of the deposition”). Accordingly, only transcript costs in the amount of \$650.40 are allowed.

### CONCLUSION

For the forgoing reasons, the application for costs [DE-29] is GRANTED in part. As the prevailing party, defendant Cape Fear Academy is awarded (1) \$650.40 in costs pursuant to § 1920(2) and (2) \$103.10 in costs pursuant to § 1920(4). Total costs in the amount of \$753.50 are taxed against plaintiff Gail Major and shall be included in the judgment.

SO ORDERED. This the 13 day of August, 2020

  
\_\_\_\_\_  
Peter A. Moore, Jr.  
Clerk of Court